

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2221 of 1988

AND

SPECIAL CIVIL APPLICATION NO.2257 OF 1988

For Approval and Signature:

Hon'ble MR.JUSTICE N.J.PANDYA and
MR.JUSTICE S.D.PANDIT

=====

HARIBHAI GOKULBHAI PATEL

Versus

STATE OF GUJARAT

Appearance:

MR SB VAKIL for the Petitioners

Mr.Umesh Trivedi, AGP with Mr.M.R.Anand, GP for
respondent in SCA No.2221 of 1988.

Mr.Kamal Mehta, AGP with Mr.M.R.Anand GP for
respondent in SCA No.2557 of 1988.

CORAM : MR.JUSTICE N.J.PANDYA and
MR.JUSTICE S.D.PANDIT

Date of decision: 09/09/96

ORAL JUDGEMENT (N.J.Pandya,J.)

These two petitions are filed by persons, who are affected by the proposed acquisition for the purpose of Agricultural Produce Market Committee respectively shown as opponents nos.3 & 4 in these two petitions. As the lands were to be acquired for providing market yard for the said Committee, Section 4 Notification was issued. As could be seen from the petition, by the time Sec.6 Notification came to be issued, some of the lands were dropped from the acquisition proceedings at the request of the Market Committee. For the remaining land proposed to be acquired, the petitioners had come before the Court challenging the same.

2. This challenge does not survive any more because

the Government, by its Notification dated 4-12-1993 published in the Government Gazette Part I-B on 25th March 1993 have declared that the acquisition proceedings have been dropped in respect of the remaining lands also. A copy of the said Notification is taken on record. Needless to say, these remaining lands are subject matter of these petitions. Obviously, therefore, the petitions have become infructuous. They are disposed of as such with no order as to costs.
